

By:

Severy

S. B. No. 18

A BILL TO BE ENTITLED

AN ACT

cancelling and releasing any future reversionary right and interest which the State of Texas may hold and conveying and granting to the Austin Independent School District all right, title and interest of the State of Texas in and to property in the Original City of Austin; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. The State of Texas hereby cancels and releases any future reversionary right and interest and hereby grants and conveys all right, title and interest of the State of Texas to the Austin Independent School District in and to the property dedicated on the map of the Original City of Austin as "Academy" and as "University" and located between Mesquite Street (now known as 11th Street) and Peach Street (now known as 13th Street) and Rio Grande Street and West Avenue, in Austin, Travis County, Texas.

Sec. 2. The fact, that the Austin Independent School District and its predecessor, the Austin Public Free Schools, beginning in the year 1876, have used, occupied, enjoyed and conducted public free schools on the property designated on the map of the Original City of Austin as "Academy" and as "University" and located between Mesquite Street (now known as 11th Street) and Peach Street (now known as 13th Street) and Rio Grande Street and West Avenue, and have bought adjoining properties for the purpose of better carrying out said public free school purposes; and the further fact, that this Act will assist and aid the Austin Independent School District

S. B. No. ____

in carrying out its governmental function in operating public free schools in the Capital of the State of Texas and that the postponement of the effective date of this Act could delay the carrying out of said function, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended; and this Act shall take effect from and after its passage, and it so enacted.

Austin, Texas

Feb. 17, 19 71

Hon. Ben Barnes
President of the Senate

Sir:

We, your Committee on JURISPRUDENCE
to which was referred S. B. No. 18, have had the same
under consideration, and I am instructed to report it back to
the Senate with the recommendation that it do _____
pass _____ and be _____ printed.


Chairman Herring

Bill Analysis

BACKGROUND INFORMATION:

Since 1876, the Austin Independent School District has occupied and conducted public free schools on the property which this bill proposes to turn over to it.

PURPOSE OF THE BILL:

The State of Texas turns over to the Austin Independent School District property designated on the map of the original City of Austin as "Academy" and as "University."

SECTION BY SECTION SUMMARY:

Section 1: Turns over the designated property to the Austin Independent School District.

Section 2: Emergency clause

By: Herring

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in carrying out its governmental function in operating public free
schools in the Capital of the State of Texas and that the
postponement of the effective date of this Act could delay the
carrying out of said function, create an emergency and an imperative
public necessity that the Constitutional Rule requiring bills to be
read on three several days in each House be suspended, and said
Rule is hereby suspended; and this Act shall take effect from and
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FORM C.

(For a favorable report on a bill where a "committee substitute" was recommended by the committee.)

COMMITTEE REPORT

Date May 20, 1971,

HON. G. F. (GUS) MUTSCHER

Speaker of the House of Representatives.

Sir:

We, your Committee on Judiciary, to whom was referred S.B. No. 18, have had the same under consideration and beg to report back with recommendation that it do pass, and be ~~not~~ printed.

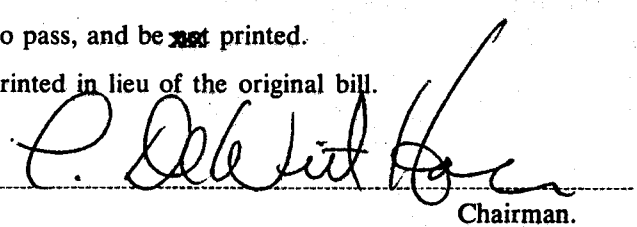
Committee Substitute was recommended and is to be printed in lieu of the original bill.

The Bill was reported from Committee by the following vote:

Unanimous voice vote

~~Yea 0 Nays 0~~

~~Yea 0 Nays 0~~


Chairman.

(A "committee substitute" in the case of a bill is in the form of two suggested amendments, a new body and a new caption. Under the Rules a committee may authorize the printing of the "committee substitute" in lieu of the original bill. If the original caption is adequate, the "committee substitute" should be only a new body; and in such case the original caption should be printed along with the suggested new body.)

Com. Amend No. 1

~~Amend~~ _____

By

Longoria

Amend Senate Bill 18 by striking all below the enacting clause and substituting therefor the following:

Section 1. The State of Texas hereby grants and conveys all right, title and interest of the State of Texas to the Austin Independent School District in and to the property dedicated on the map of the Original City of Austin as "Academy" and as "University" and located between Mesquite Street (now known as 11th Street) and Peach Street (now known as 13th Street) and Rio Grande Street and West Avenue, in Austin, Travis County, Texas, so long as said property is used by the Austin Independent School District for public educational purposes. The State of Texas hereby specifically retains a right of reverter in said property and the title thereto shall automatically revert to and vest in the State of Texas in the event said property shall be abandoned or cease to be used by the Austin Independent School District for public educational purposes.

Sec. 2. The fact, that the Austin Independent School District and its predecessor, the Austin Public Free Schools, beginning in the year 1876, have used, occupied, enjoyed and conducted public free schools on the property designated on the map of the Original City of Austin as "Academy" and as "University" and located between Mesquite Street (now known as 11th Street) and Peach Street (now known as 13th Street) and Rio Grande Street and West Avenue, and have bought adjoining properties for the purpose of better carrying out said public free school purposes; and the further fact, that this Act will assist and aid the Austin Independent School District in

31

DATE

MAY 28 1971

READ AND APPROVED

HOUSE CHIEF CLERK
HOUSE OF REPRESENTATIVES

AN ACT

conveying and granting to the Austin Independent School District all right, title and interest of the State of Texas in and to property in the Original City of Austin for public educational purposes; retaining a right of reverter; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. The State of Texas hereby grants and conveys all right, title and interest of the State of Texas to the Austin Independent School District in and to the property dedicated on the map of the Original City of Austin as "Academy" and as "University" and located between Mesquite Street (now known as 11th Street) and Peach Street (now known as 13th Street) and Rio Grande Street and West Avenue, in Austin, Travis County, Texas, so long as said property is used by the Austin Independent School District for public educational purposes. The State of Texas hereby specifically retains a right of reverter in said property and the title thereto shall automatically revert to and vest in the State of Texas in the event said property shall be abandoned or cease to be used by the Austin Independent School District for public educational purposes.

Sec. 2. The fact, that the Austin Independent School District and its predecessor, the Austin Public Free Schools, beginning in the year 1876, have used, occupied, enjoyed and conducted public free schools on the property designated on the map of the Original City of Austin as "Academy" and as "University" and located between Mesquite Street (now known as 11th Street) and Peach Street (now known as 13th Street) and Rio Grande Street and West Avenue,

and have bought adjoining properties for the purpose of better carrying out said public free school purposes; and the further fact, that this Act will assist and aid the Austin Independent School District in carrying out its governmental function in operating public free schools in the Capital of the State of Texas and that the postponement of the effective date of this Act could delay the carrying out of said function, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended; and this Act shall take effect from and after its passage, and it is so enacted.

S. B. No. 18

Lieutenant Governor

Speaker of the House

I hereby certify that S. B. No. 18 passed the Senate on May 11, 1971, by a viva voce vote; May 31, 1971, Senate concurred in House amendments by a viva voce vote.

Secretary of the Senate

I hereby certify that S. B. No. 18 passed the House, with amendments, on May 31, 1971, by a non-record vote.

Chief Clerk of the House

Approved:

6-8-71

Date

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:15 PM O'CLOCK

JUN 9 1971

Signed - 90 day bill
Governor

Secretary of State

S.B. No. 18
S.B.R.

By HERRING

A BILL TO BE ENTITLED

[AN ACT cancelling and releasing any future reversionary right and interest which the State of Texas may hold and conveying and granting to the Austin Independent School District all right, title and interest of the State of Texas in and to property in the Original City of Austin;] and declaring an emergency.

1-13-71 Filed with the Secretary of the Senate

JAN 14 1971 Read, referred to Committee on Juris Prudence

FEB 17 1971 Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

MAY 11 1971

Senate and Constitutional Rules to permit consideration suspended by unanimous consent.
_____ years, _____ days.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ years, _____ days.

MAY 11 1971

Read second time and { ordered engrossed.
~~passed to third reading.~~

Caption ordered amended to conform to body of bill.

MAY 11 1971

Senate and Constitutional 3-Day Rules suspended by vote of 30 yeas, 0 nays to place bill on third reading and final passage.

MAY 11 1971

Read third time and passed by { a viva-voce vote.
_____ yeas, _____ nays.

OTHER ACTION:

Charles Schnabel

Secretary of the Senate

5-11-71

Engrossed

MAY 12 1971

Sent to HOUSE

Don Ford
ENGROSSING CLERK

MAY 12 1971

Received from
the Senate

Dorothy Hallman

Chief Clerk, House of Representatives

MAY 18 1971

READ 1st TIME
AND REFERRED TO COMMITTEE ON

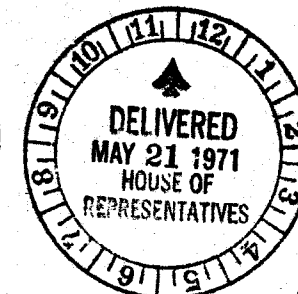
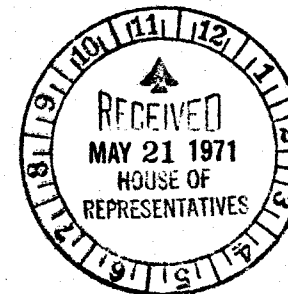
Judiciary

Dorothy Hallman

Chief Clerk, House of Representatives

MAY 20 1971

REPORTED FAVORABLY AS AMENDED SENT TO PRINTER



PRINTED, DISTRIBUTED AND

REFERRED TO COMMITTEE ON

RULES 11:30 A.M. MAY 21 1971
(Time) (Date)

inside

³¹
MAY 27 1971 ^{SB 18}
Motion to suspend all necessary rules to
consider prevailed by non-record vote.

Dorothy Hallman
Chief Clerk, House of Representatives

³¹
MAY 27 1971 Read Second Time, *Recorded*
and passed to third reading by *non* record vote
of _____ ayes, _____ noes.

Dorothy Hallman
Chief Clerk, House of Representatives

³¹
MAY 27 1971 Read third time
_____ and Passed
by following vote: yeas *non* -
Nays *record* -

Dorothy Hallman
Chief Clerk
HOUSE OF REPRESENTATIVES

³¹
MAY 27 1971 MOTION TO RECONSIDER THE VOTE BY
WHICH *SB 18* WAS
ADOPTED / PASSED AND TO TABLE THE MOTION TO RECON-
SIDER PREVAILED PASSED BY A *non-record* VOTE
_____ AYES AND _____ NAYES

Dorothy Hallman
CHIEF CLERK HOUSE OF REPRESENTATIVES

RETURNED MAY 31 1971 *with amendment*
FROM HOUSE

MAY 31 1971

Senate concurred in House amend-
ments by viva voce vote.

³¹
MAY 29 1971 Constitutional
Rule requiring bills to be read on
three several days suspended by
a four-fifths vote.
Yeas _____ Nays _____

³¹
MAY 29 1971 *Dorothy Hallman*
Chief Clerk, House of Representatives

Unanimous consent granted to amend
caption of *House* Bill No. *18* to
conform to body of bill.

MAY 31 1971

RETURNED TO CLERK